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PATENT

Attorney Docket No. 2356.0014-09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

In re Application of:) JAN 27 1998
)
Luc MONTAGNIER et al.) GROUP 1000
)
Serial No.: 08/470,489) Group Art Unit: 1818
)
Filed: June 6, 1995) Examiner: Jeffrey S. Parkin, Ph.D.
)
For: RETROVIRUS CAPABLE OF CAUSING)
AIDS, MEANS AND METHOD FOR)
DETECTING IT *IN VITRO*)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$240.00 as specified by Section 1.17(p).

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A copy of the listed document is attached.
Applicants respectfully request that the Examiner consider the listed documents and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

**Serial No. 08/468,093
Atty. Docket No. 3495.0047-02**

constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any other fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:


Kenneth J. Meyers
Reg. No. 25,146

Date: January 15, 1998